

Filed herewith is the Declaration of Wilfried Thiel, which shows a side-by-side comparison of the diffractograms of "Batch 9403001" (Figure 1) and "Batch 9403002" (Figure 2) of 2-amino-4-(4-fluorobenzylamino)-1-ethoxycarbonylamino benzene, prepared according to the methods of the prior art, and the three new crystalline forms of the invention, A, B, and C. It can be clearly seen from Figures 1 and 2 that the three modifications A, B and C are different from one another, and are different from the heterogeneous preparations of the prior art, which are mixtures of crystalline forms. Accordingly, it is respectfully submitted that modifications A, B and C were not known previously and are not in any way obvious from the prior art. Withdrawal of the 35 USC § 103 rejection is respectfully requested.

All objections and rejections having been addressed, the application is believed to be in condition for allowance, and Notice to that effect is respectfully requested.

Respectfully submitted,

PILLSBURY MADISON & SUTRO

By

  
Ann S. Hobbs, Ph.D.  
Registration No. 36,830  
Tel. No.: (202) 861-3063  
Fax No.: (202) 822-0944

1100 New York Avenue, N.W.  
Ninth Floor  
Washington, D.C. 20005  
(202) 861-3000